

Attorney's Docket No.: 07039-247001
Client's Ref. No.:

COMBINED DECLARATION AND POWER OF ATTORNEY

COPY OF PAPERS
ORIGINALLY FILED

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled *Detection of Varicella-Zoster Virus*, the specification of which:

- ☐ is attached hereto.
☒ was filed on August 31, 2001 as Application Serial No. 09/945,203.
☐ was described and claimed in PCT International Application No. _____ filed on _____ and as amended under PCT Article 19 on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e)(1) of any United States provisional application(s) listed below:

U.S. Serial No.	Filing Date	Status
60/229,499	August 31, 2000	Expired

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Dorothy P. Whelan, Reg. No. 33,814
Monica McCormick Graham, Reg. No. 42,600
J. Patrick Finn III, Reg. No. 44,109
H. Sanders Gwin Jr., Reg. No. 33,242
Ruffin B. Cordell, Reg. No. 33,487

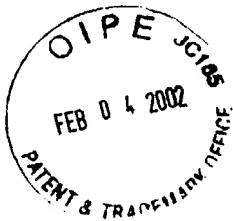
Mark S. Ellinger, Reg. No. 34,812
Ronald C. Lundquist, Reg. No. 37,875
Richard J. Anderson, Reg. No. 36,723
M. Angela Parsons, Reg. No. 44,282
Rene D. Tegtmeyer, Reg. No. 33,567

Address all telephone calls to Mark S. Ellinger, Ph.D. at telephone number (612) 335-5070.

Address all correspondence to Mark S. Ellinger, Ph.D. at:

FISH & RICHARDSON P.C., P.A.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.



Attorney's Docket No.: 07039-247001
Client's Ref. No.:

Combined Declaration and Power of Attorney

Page 2 of 2 Pages

COPY OF PAPERS
ORIGINALLY FILED

Full Name of Inventor: MARK J. ESPY

Inventor's Signature: Mark J. Espy

Date: 11-7-01

Residence Address: Rochester, Minnesota

Citizenship: United States

Post Office Address: 3931 Polar Ln. NE
Rochester, Minnesota 55906

Full Name of Inventor: JIM UHL

Inventor's Signature: Jim Uhl

Date: 11-7-01

Residence Address: Rochester, MN

Citizenship: United States

Post Office Address: 711 9th Street SW
Rochester, MN 55902

Full Name of Inventor: THOMAS F. SMITH

Inventor's Signature: Thomas F. Smith

Date: 11-7-01

Residence Address: Rochester, Minnesota

Citizenship: United States

Post Office Address: 816 Clover Ln. SW
Rochester, Minnesota 55902